

60th Meeting of the Committee for II (b) Category Cases was held on 02.02.2024 & 05.02.2024 under the Chairmanship of Member Secretary, DPCC.

60th Meeting of the Committee for II (b) Category Cases was held on 02.02.2024 & 05.02.2024 under the Chairmanship of the Member Secretary, DPCC. The attendance sheet of members of the committee who attended the meeting is enclosed as Annexure - “A”.

Following decisions were taken:-

Agenda Item No 1: Decisions on all complete pending cases (as of 05.02.2024)

The cases on this agenda were discussed and decided online.

During the meeting, the following decisions were also taken in the meeting:-

(i) In the meeting, all complete pending cases were taken up. The list of the cases considered in today's meeting is as follows:-

Sl. No	Particulars	Number
1	Consent to Establish/ Operate/Operate (Renewal/Fresh) granted.	134
2	Consent to Establish/ Operate/Operate (Renewal/Fresh) refused/rejected / infructuous as the unit has not submitted the requisite documents within the stipulated time.	644
3	Applications for Consent to Establish/ Operate/Operate (Renewal) are kept in abeyance due to water polluting/returned to the concern Cell for lacking facts/recommendations etc.	208
	Total	986

(ii) MS, DPCC directed that cases once decided by this committee II (b) should not kept pending with cells. The cell-wise no. or application which were decided in previous meetings but were not issued till date is presented below-

Sr. No.	Name of the Cell	No. of application
1.	CMC-I	0
2.	CMC-II	0
3.	CMC-III	4
4.	CMC-IV	1
5.	CMC-V	1
6.	CMC-VI	0
7.	CMC-VII	0

(iii) Incharge CMC-I has raised his query regarding policy on non-water polluting, but hazardous waste generating units who have applied after 20.03.2020. It was informed to him that **from para 5(3) of office order dated 13.07.2023, it is very clear that industrial units that are hazardous waste generating but not water polluting in nature are to be given CTE/CTO/Authorization subject to the condition that they have valid agreement with TSDF for treatment of hazardous waste(s). This point was also made clear in (vii) of the previous MOM dated 19.01.2024.**

(iv) In 30th meeting of the committee II(a) category cases headed by Chairman, DPCC held on 14.12.2023, it was decided *that in compliance to the order of NGT in OA No. 159/2013 titled as "All India Lokadhikar Sangathan Vs. GNCTD passed on 20.03.2020, the CTE and CTO filled by the new units water polluting, which are not covered in DPCC office order dated 13.07.2023 may be refused.*

In order to bring uniformity in action across all level, it is decided that CTE/CTO of all water polluting units pending at II(b) level may also be refused by Incharge of CMCs immediately. However, CTE/CTO of essential services in Delhi like service stations, food processing(except meat processing) may be kept in abeyance till final policy decision on such type of cases is taken. This is in view of Chairman, DPCC observation in File No. DPCC/(10)/(03)/(2)/L . All CMCs are directed to immediately furnish the details sought by CMC-VI about magnitude of applications pending under category Orange, Green and Red in this file.

(v)Consent applications were kept pending due to the order of Hon'ble NGT in OA No 159/2013. However, decisions have been taken wrt some of the sectors either to grant or to refuse the consent based on the activity. Consent of Water polluting units except the units falling under RESDH sector are to be refused as per the decision of II(a) Committee. Same decision needs to be implemented even in case of II(b) category units. Authorisation under HWM Rules also to be refused in the cases wherein consent was refused.

Further, all the applications be refused at the level of Branch Incharge after raising clarification twice seeking required documents and if the unit fails to submit without bringing to II(b) Committee to avoid delay.

(vi) The committee has decided all complete cases as per ATR sent by CMCs to the committee. However, the Committee has not taken up the cases of those units which were redevelopment areas as per the decision taken in previous meetings. These cases may be kept in abeyance till final decision of Industries Department regarding allowing new units in redevelopment areas is obtained.

(vii) Authorisation under HW Rules be issued in the cases wherein the consent to operate was issued earlier but the application for authorisation is pending. Similar action be taken in the cases where the unit has obtained CTO in auto-renewal route. Before issuing authorisation in such cases, concerned CMC should check the agreement with the TSDF for HW treatment and disposal. Authorisation under HWM Rules be rejected in the cases wherein the application for CTO has been rejected by the II (b) Committee.

(viii) All CMCs are directed to re-check each and every document including required consent fee before issuing the Consent to Establish /Consent to Operate/Consent to Operate (Renewal).

Note:- All CMCs Incharges to ensure that decisions of the Committee are conveyed/consent granted/refused to the unit within 03 days from the date of issuance of these minutes.

The meeting ended with a vote of thanks to the Chair.

(Dr. K.S. Jayachandran)
Member Secretary,
DPCC

(Ajeeta D Agarwal)
Add. Director,
CMC- II

(Dr. BMS Reddy)
SEE, CMC- IV

(Mohd. Arif)
SEE, CMC-V

(Dr. Anwar Ali Khan)
SEE, CMC-VI

(P.S Pankaj)
SEE, CMC-I

(Satender Kumar)
SEE, CMC-III &VII

(Sanjay Vatts)
EE, CMC-IV

(Sidhharth.Gautam)
EE, CMC- I

(V.K. Jain)
EE, CMC-III

(M.S. Rawat) EE,
CMC-V